

IN THE SUPREME COURT OF FLORIDA

INQUIRY CONCERNING A

) Supreme Court

JUDGE, NO. 02-487

) Case No. SC03-1171

FILED
THOMAS D. HALL

2005 MAR 15 P 12:46

CLERK, SUPREME COURT

BY 

NOTICE OF FILING

The Florida Judicial Qualifications Commission hereby
files the following (copy attached hereto):

Affidavit of Lieutenant Colonel Brian D. Bourne
United States Air Force

ORIGINAL

INVESTIGATIVE PANEL OF THE FLORIDA
JUDICIAL QUALIFICATIONS COMMISSION

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- and -

BEDELL, DITTMAR, DeVAULT, PILLANS & COXE
Professional Association

By 

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Special Counsel to the Florida
Judicial Qualifications Commission

Certificate of Service

I DO HEREBY CERTIFY that a copy of the foregoing has been furnished to each of the following by United States Mail this 14th day of March, 2005.

David B. Weinstein, Esquire
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1501 K. Street, N.W.
Washington, DC 20005
Attorneys for Circuit Judge Gregory P. Holder



Attorney

AFFIDAVIT

State of Colorado)
)
County of Denver)

I, Lieutenant Colonel Brian D. Bourne, USAF, being duly sworn, depose and state:

1. I am a lieutenant colonel currently on active duty in the United States Air Force. My current position is Deputy Staff Judge Advocate, Headquarters, Air Reserve Personnel Center (HQ ARPC), Denver, Colorado.

2. On 29 January 2003, the Commander, ARPC, directed Colonel David M. Leta, USAFR, to conduct an investigation into the conduct of Lieutenant Colonel (Lt Col) Gregory P. Holder, 9005th Air Reserve Squadron, involving an allegation of plagiarism and possible false official statements by Lt Col Holder, in connection with a paper Lt Col Holder submitted in partial fulfillment of a graduation requirement for an Air War College non-resident program, in January, 1988.

3. On 16 March 2003, Colonel Leta submitted a report of investigation and this office retained a copy of that report in a file. I am the custodian of that file, report and all attached documents.

4. The file contains a transcript of the statement of Colonel Holder, taken by Colonel Leta on 7 March 2003. That statement was tape-recorded and a transcript prepared from that tape.

5. I have reviewed the file and conducted a thorough search. The tape of the interview is no longer in the file or I was unable to locate it during my search.

Brian D. Bourne

BRIAN D. BOURNE, Lt Col, USAF
Deputy Staff Judge Advocate

Sworn to and subscribed before me this 7th day of March, 2005.

Jeffrey A. Vires

JEFFREY A. VIRES, Maj, USAF
Notary Public